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10/501176 ATENT Case No. 21014YP DT15 Rec'd PCT/PT0 1.2 .IUI 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Serial No. 10/339,380 Filed: January 9, 2003

For: SELECTIVE S1P1/EDG1 RECEPTOR AGONISTS

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Art Unit:	1626	

Examiner:

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR 1.97

Sir:

- 1. In compliance with 37 C.F.R. 1.97, submitted on the attached form herewith is a list of patents, publications or other information which are requested to be made of record in this application. This Information Disclosure Statement is not an admission that any patent, publication or other information referred to herein is *prior art* for this invention. In accordance with 37 C.F.R. 1.97(h), the filing of this Information Disclosure Statement shall not be construed to be an admission that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. 1.56(b).
- In accordance with 37 C.F.R. 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made.
- Applicants respectfully request that the Examiner initial the attached form after reviewing the pertinence of each reference.
- 4. Pursuant to the waiver by the Office of the requirement under 37 CFR 1.98 (a)(2)(i) dated July 11, 2003, if the filing date of this application is after June 30, 2003, copies of each cited U.S. patent and each U.S. patent application publication are not enclosed herewith.

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I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL.
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I hereby certify that this correspondence is being deposited with the United States Postal Service asylirst class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alpxandna, Virginia 22813-1450, on the yate appearing below.

MERCK & CO., INC.

Date____

ALL RÉFERENCES CONSIDERÉD EXCEPT WHERE LINED THROUGH. /SJL/

INFORMATION DISCLOSURE STATEMENT

5. Pursuant to 37 C.F.R. 1,98(d), copies of references listed on the attached form that were submitted to or cited by the Office in a related application upon which the instant application relies for an earlier filing date under 35 U.S.C. 120 are not enclosed. Related application(s) in which references were submitted to or cited by the Office are as follows:

	RELATED APPLICATION			
U. S. SERIAL NUMBER	FILING DATE	MERCK CASE		
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If this is inconvenient, additional copies will be submitted upon request.

6	3. In accordance with 37 C.F.R. 1.97, (check one)
	the attached information is filed within three months of the filing date of the captioned case.
V	the attached information is filed more than three months after the filing date but prior to the mailing of a first Office Action on the merits.
	the attached information is being filed more than three months after the filing date and after the malling of a first Office Action on the merits, but before the malling date of a Final Action or Notice of Allowance. The enclosed authorization is therefore given to charge Deposit Account No. 13-2755 for the fee required under 37 C.F.R. 1.17(p).
	the undersigned certifles that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filling of this Statement.
	the undersigned certifies that no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated under 37 C.F.R. 1.56(c) more than three months prior to the filing of this Statement.
	Respectfully submitted,

By: Raynard Yuro

Attorney For Applicant(s)

Reg. No. 45,570 MERCK & CO., INC.

Patent Dept., RY60-30

P.O. Box 2000 Rahway, N.J. 07065-0907

(732)594-<u>0182</u> Date: July 12, 2004

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COMPL Substitute for form 1449A/PTO INFORMATION DISCLOSURE Application Number To be assigned Filing Date STATEMENT BY APPLICANT First Named Inventor G. A. Doherty, et al. Group Art Unit (use as many sheets as necessary) Examiner Name 2 Sheet 1 of Attorney Docket Number 21014YP

				ATENT DOCUMENTS	
Examiner Initials*	Cite No.	U.S. Patent Document	Kind Code (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
		2002/0102279		Chiba et al.	08/01/2002
		6,004,565		Chiba et al.	12/21/1999
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Examiner Initials*	Cite No.			Kind Code (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	
		PCT	WO 01/27137		Smithkline Beecham Corporation	04/19/2001	
		PCT	WO 91/15583		The American National Red Cross	10/17/1991	
		PCT	WO 99/46277		Smithkline Beecham Corporation	09/16/1999	
		PCT	WO 00/59529		Smithkline Beecham Corporation	10/12/2000	
		PCT	WO 99/60019		Smithkline Beecham Corporation	11/25/1999	
		PCT	WO 01/11022		Smithkline Beecham Corporation	02/15/2001	
Examin	er	_	/Samira Jean	-Louis/	Date	11/14/2007	

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				SUBSTITUTE for PTO/SB/08A (08-03), Information Disclosure Statement by Applicant Pretent and Park Office; U.S DEPARTMENT OF COMMERCE			
$\overline{}$	*Substitute for form 1449R/PTO	-		COMPL AF KNOWN			
	. INFORMATION DISCLOSURE STATEMENT BY APPLICANT			Application Number	To be assigned 10/501176		
				Filing Date			
				First Named Inventor	G. A. Doherty, et al.		
				Group Art Unit			
(use as many sheets as necessary)			iecessary)	Examiner Name			
She	et 2	of	2	Attorney Docket Number	21014YP		

		NON PATENT LITERATURE DOCUMENTS
Examiner Initials*	Cite No.	Include name of the author, title, date, page(s), volume-issue number(s) and place of publication.
	AA	Timothy Hlat, et al., "An Abundant Transcript Induced in Differentiating Human EndothelialCells Encodes a Polypeptide with Structural Similarities to G-protein-coupled Receptors", The Journal of Biological Chemistry, Vol. 265, No. 18, pp. 9308-9313 (1990)
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Examiner Signature	/Samira Jean-Louis/	Date Considered	11/14/2007	
Examiner: Initial if reference orner	terms whereas accommission is not a few manufactures are not con-	Confidential Administration	profession and selection of the first of the	lony (C